

UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY

Jose O. Torres,

Plaintiff,

v.

Sher Tremonte, LLP, Justin M. Sher, Michael Tremonte, Noam Korati Biale, Anna Maria Estevao, Tor Ekeland Law, PLLC, Tor Ekeland, Jessica Coonrod, Argentino Fiore Law Advocacy, LLC, Jodi Argentino, Celeste Fiore, Frank Morano,

Defendants.

Hon. Madeline Cox Arleo  
Civil Action No. 2:22-cv-4662  
(MCA)(CLW)

**NOTICE OF MOTION FOR  
SUMMARY JUDGMENT**

**TO:** Jose O. Torres (J-2020-03855)  
Essex County Correctional Facility  
354 Doremus Avenue  
Newark, New Jersey 07105

Robert A. Berns, Esq.  
Kauffman Dolowich & Voluck, LLP  
Court Plaza North  
25 Main Street, Ste. 500  
Hackensack, New Jersey 07601-7086  
*Attorney for Defendants, Sher Tremonte, LLP*  
*Justin M. Sher, Michael Tremonte,*  
*Noam Korati Biale and Anna Maria Estevao*

Tor Ekeland Law, PLLC  
30 Wall Street, 8<sup>th</sup> Floor  
New York, New York 10005

Tor Ekeland, Esq.  
30 Wall Street, 8<sup>th</sup> Floor  
New York New York 10005

Jessica Coonrod, Esq.  
1985 Marcus Avenue, Ste. 207  
New Hyde Park, New York 10042

**COUNSEL:**

**PLEASE TAKE NOTICE** that Defendants, Argentino Fiore Law & Advocacy, LLC, Jodi Argentino, Esq., Celeste Fiore, Esq., and Frank Morano, Esq. (collectively “Defendants”), will move before the Hon. Madeline Cox Arleo, U.S.D.J., on November 7, 2022 for an Order granting Defendants summary judgment, pursuant to *Fed.R.Civ.P. 56*, in the above matter.

**PLEASE TAKE FURTHER NOTICE** that, in support of this motion, Defendants rely upon the Brief in support of the Motion, Statement of Undisputed Material Facts, Declaration of Frank Morano, Esq., and Declaration of David P. Skand, Esq., with exhibits attached, filed and served herewith.

A proposed form of Order is attached. Defendants request oral argument only if timely opposition to this motion is filed.

**ECKERT SEAMANS CHERIN  
& MELLOTT, LLC**  
*Attorneys for Defendants, Argentino Fiore  
Law & Advocacy, LLC, Jodi Argentino,  
Esq., Celeste Fiore, Esq., and Frank  
Morano, Esq.*

By: /s/ David P. Skand  
Marshall D. Bilder  
David P. Skand

Dated: October 13, 2022

**CERTIFICATION OF FILING AND SERVICE**

The undersigned hereby certifies that on the date set forth below the within Notice of Motion, Statement of Undisputed Material Facts, Declaration of Frank Morano, Esq., and Declaration of David P. Skand, Esq., Brief in Support of Motion for Summary Judgment, and proposed form of Order were filed this day with the Clerk of the U.S. District Court, via ECF, and that copies of each of the aforementioned documents were served via ECF and Regular mail as follows:

Jose O. Torres (J-2020-03855)  
Essex County Correctional Facility  
354 Doremus Avenue  
Newark, New Jersey 07105  
*Pro Se Plaintiff*

Robert A. Berns, Esq.  
Kaufman Dolowich & Voluck  
Court Plaza North  
25 Main Street, Ste. 500  
Hackensack, New Jersey 07601-7086  
*Attorney for Defendants, Sher Tremonte, LLP*  
*Justin M. Sher, Michael Tremonte,*  
*Noam Korati Biale and Anna Maria Estevao*

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New York New York 10005

Jessica Coonrod, Esq.  
1985 Marcus Avenue, Ste. 207  
New Hyde Park, New York 10042

and that a copy of the within Motion was forwarded via FedEx to the following:

Hon. Madeline Cox Arleo, U.S.D.J.  
MLK Jr. Federal Building & Courthouse  
50 Walnut Street  
Newark, New Jersey 07102

I certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment.

By: /s/ David P. Skand  
David P. Skand

Dated: October 13, 2022